

**City of Killeen**  
Regular City Council Meeting  
Killeen City Hall  
November 18, 2014 at 5:00 p.m.

Presiding: Mayor Scott Cospers

Attending: Mayor Pro-Tem Elizabeth Blackstone, Council members Terry Clark, Wayne Gilmore, Steve Harris, Jonathan Okray, and Jose Segarra

Absent: Juan Rivera

Also attending were City Manager Glenn Morrison, City Attorney Kathryn Davis, Dianne Morrow (sitting in for City Secretary Dianna Barker), and Sergeant-at-Arms A. McDaniels.

Councilmember Okray gave the invocation, and Councilmember Segarra led everyone in the pledge of allegiance.

### **Approval of Agenda**

*Motion was made by Mayor Pro-Tem Blackstone to approve the agenda pulling PH-067. Motion seconded by Councilmember Gilmore. The motion carried unanimously.*

### **Consent Agenda**

**CA-14-151** Consider minutes of Regular City Council meeting of October 28, 2014.  
No changes.

**CA-14-152** Consider a memorandum/resolution authorizing the purchase of library materials from Ingram Library Services TXSMARTBUY.

**Staff comments:** Deanna Frazee

The Library Services staff recommends that the City Council authorize the purchase of library materials through Ingram Library Services for Fiscal Year 2014-2015 and for four (4) subsequent years, dependent upon Ingram Library Services' contract through TXSMARTBUY contract 715-M2 being renewed each year.

**CA-14-153** Consider a memorandum/resolution approving termination of the PHI Air Medical, L.L.C. Lease Agreement at Skylark Field.

**Staff comments:** Matt Van Valkenburgh

Staff was verbally notified by the regional manager of PHI Air Medical that the company would be terminating air ambulance service with the aircraft based in Killeen at the end of September, 2014 and requested a release from the terms of the lease agreement. Staff recommends Council approve termination of the lease agreement with PHI Air Medical, L.L.C., effective November 30, 2014, and return of the tenant's deposit, less any damages.

*Motion was made by Mayor Pro-Tem Blackstone to approve Consent Agenda items 151 through 153, as presented. Motion was seconded by Councilmember Okay. Motion carried unanimously.*

## **Public Hearings / Ordinances**

### **PULLED FROM CONSIDERATION**

**PH-14-067** HOLD a public hearing and consider an ordinance requested by Michael B. Orlando (Case #Z14-29) to rezone Lot 1C, Block 5, Len Schwertner Subdivision 1st Extension, from "R-1X" (Single-Family Residential District) to "R-1X" with a Conditional Use Permit (CUP) to allow for firearms manufacturing and sales as a home-based business. The property is addressed as 2110 Schwertner Drive, Killeen, Texas. (Requires 3/4 Majority Vote for Approval)

## **Ordinances / Resolutions**

**OR-14-037** Consider an ordinance amending Chapter 15, Article III, Garage Sales.

Dianne Morrow, sitting in for the City Secretary read the caption of the ordinance.  
**AN ORDINANCE AMENDING CHAPTER 15, ARTICLE III, OF THE CODE OF ORDINANCES OF THE CITY OF KILLEEN CHANGING DESIGNATED ZONED AREAS FOR ALLOWING GARAGE SALES TO RESIDENTIAL AREAS; CHANGING LOCATION OF PERMITTING PROCESS FROM CITY SECRETARY'S OFFICE TO BUILDING AND INSPECTIONS DIVISION; MAKING OTHER MINOR ADMINISTRATIVE CHANGES; PROVIDING FOR THE REPEAL OF CONFLICTING PROVISIONS; PROVIDING FOR A SAVINGS CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.**

**Staff comments:** Kathy Davis

The suggested changes to Article III are to facilitate consistency with the process of obtaining a permit to hold a garage sale and to update language for clarity on the regulations. The amended ordinance allows citizens to hold two garage sales at same address in a calendar year. If there is a new home owner, the owner can work with Permits Department. Staff recommends approval.

*Motion was made by Mayor Pro-Tem Blackstone to approve OR-037. Motion was seconded by Councilmember Gilmore. Motion carried unanimously.*

**OR-14-038A** Consider a resolution to approve an interlocal agreement with Texas Department of Motor Vehicles and a contract with Redflex to place holds on vehicle registrations of individuals with outstanding balances owed to the Photographic Traffic Signal Enforcement program, allowing for collections through a scofflaw program.

**Staff comments:** Jerris Mapes

Texas Transportation Code Chapter 707 allows for holds to be placed on the owner's vehicle registration if a violation is not paid. Redflex, the company currently used to handle the red light violations, offers a program that would seek the outstanding balances by placing a hold on the individual owner's vehicle registration through the Texas Department of Motor Vehicles.

Staff recommends authorizing the City Manager to enter into a contract with Redflex and interlocal agreement with Texas Department of Motor Vehicles for the purpose of creating a scofflaw program.

*Motion was made by Councilmember Segarra to approve OR-038A. Motion was seconded by Councilmember Gilmore. Motion carried 4 to 3 with Mayor Cospers voting yes to break the tie and Councilmember Okray, Councilmember Clark, and Councilmember Harris opposing.*

**OR-14-038B** Consider an amendment to City of Killeen Code of Ordinances, Chapter 28, Article X., Section 28-273, allowing for collections through a scofflaw program.

Dianne Morrow, sitting in for the City Secretary read the caption of the ordinance.  
**AN ORDINANCE AMENDING CHAPTER 28, ARTICLE X., SECTION 28-273 TO ADD A CLAUSE PROVIDING THE ABILITY FOR THE CITY TO PURSUE OUTSTANDING BALANCES OWED FOR THE PHOTOGRAPHIC TRAFFIC SIGNAL ENFORCEMENT PROGRAM; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES IN CONFLICT WITH THE PROVISIONS OF THIS ORDINANCE; AND ESTABLISHING AN EFFECTIVE DATE.**

**Staff comments:**

Staff recommends the approval of the amendment to the City Code of Ordinance, Chapter 28, Photographic Traffic Signal Enforcement System for the purpose of creating a scofflaw program.

*Motion was made by Councilmember Segarra to approve OR-038B. Motion was seconded by Councilmember Gilmore. Motion carried 4 to 3 with Mayor Cospers voting yes to break the tie and Councilmember Okray, Councilmember Clark, and Councilmember Harris opposing.*

**Adjournment**

With no further business the meeting was adjourned at 5:45 p.m.

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Scott Cospers, Mayor

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Dianne Morrow, Executive Assistant